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Attorney for Plaintiff  
KEMA GROSS

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

KEMA GROSS,

Plaintiff,

v.

KILOLO KIJAKAZI,  
ACTING COMMISSIONER OF  
SOCIAL SECURITY,

Defendant.

No. 1:23-CV-00857 (BAM)

**STIPULATION FOR 30-DAY BRIEFING  
EXTENSION; ~~PROPOSED~~ ORDER**

Plaintiff Kema Gross filed the above-referenced Social Security disability appeal on June 5, 2023. (ECF Doc. 1) On August 1, 2023, the defendant Acting Commissioner of Social Security responded to Plaintiff's Complaint by lodging a copy of the administrative record. (ECF Doc. 11) Pursuant to the Court's Scheduling Order, the parties' stipulated to a first-time 30-day extension

1 for the filing of Plaintiff's Opening Brief. (ECF Doc. 13) Plaintiff's Opening Brief is currently  
2 due to be filed on October 2, 2023. (ECF Doc. 14)

3 Plaintiff's counsel requests a second 30-day extension of time for the filing of the  
4 Opening Brief to effectively advocate for Plaintiff. Plaintiff's counsel was not involved at the  
5 administrative level and a close review of the administrative record concerning Plaintiff's medical  
6 issues and vocational background is necessary and required. *See, Costa v. Comm'r of Soc. Sec.*  
7 *Admin.*, 690 F.3d 1132, 1134 n. 1 (9<sup>th</sup> Cir. 2012) [noting "social security disability cases are often  
8 highly fact-intensive and require careful review of the administrative record, including complex  
9 medical evidence." ] Plaintiff's counsel's recent unanticipated travel to assist an elderly parent  
10 required several existing filing deadlines to be rescheduled resulting in multiple briefs due the  
11 same day. Plaintiff's counsel apologizes to the Court for any inconvenience caused by the  
12 extension request and is making all efforts to address the cases affected by counsel's time away  
13 from the office. The defendant has no objection to Plaintiff's requested extension.

14 Respectfully submitted,

15 Dated: September 25, 2023

NEWEL LAW

17 By: Melissa Newel  
18 Melissa Newel  
19 Attorney for Plaintiff  
KEMA GROSS

20 Dated: September 25, 2023

PHILLIP A. TALBERT  
United States Attorney  
MATTHEW W. PILE  
Associate General Counsel  
Office of Program Litigation, Office 7

24 By: Heidi L. Triesch\*  
25 HEIDI L. TRIESCH  
26 (Authorized by email dated 9/25/2023)  
27 Special Assistant U.S. Attorney  
28 Attorneys for Defendant

**ORDER**

Good cause having been shown, IT IS ORDERED that Plaintiff shall be granted a further extension of thirty (30) days to file her Motion for Summary Judgment. The Motion for Summary Judgment shall now be filed on or before **November 1, 2023**, and all corresponding deadlines are modified accordingly.

IT IS SO ORDERED.

Dated: **September 26, 2023**

/s/ *Barbara A. McAuliffe*  
UNITED STATES MAGISTRATE JUDGE